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10
11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13

14 UNITED STATES OF AMERICA

No. CR-17-0533 EMC

15 Plaintiff,

16 v.

**STIPULATION AND [PROPOSED]
ORDER MODIFYING CONDITIONS OF
RELEASE FOR DEFENDANT RUSSELL
OTT**

17 RUSSELL TAYLOR OTT, et al

18 Defendants.
19 _____/

20
21 This Stipulation and Proposed Order is to allow Defendant Russell Ott to associate with
22 elderly Hells Angels members Charles “Chuck” Thompson and Ernie Begins. Mr. Ott has been
23 very close with both men for nearly 50 years, both are in their seventies, and both have serious
24 health problems. Because two co-Defendants, Damien Cesena and Brian Burke, already have
25 permission to associate with Mr. Thompson and Mr. Begins under certain circumstances (Dkt.
26 Nos. 990, 1062, 1086), and because of the living situation of Mr. Thompson, there are agreed
27 upon limitations on the ability of Defendant Ott to meet with Mr. Thompson and Mr. Begins.
28

1 **IT IS HEREBY STIPULATED** by and between the parties that the following
2 modifications can be made to the conditions of release for defendant Russell Taylor Ott in the
3 above entitled case.

4 Defendant Russell Ott is allowed to associate with Charles “Chuck” Thompson and Ernie
5 Begins. Mr. Ott can associate with Mr. Thompson and Mr. Begins at the same time, but is not
6 allowed to associate with either man at the same time as Defendant Brian Burke or Defendant
7 Damien Cesena. Mr. Ott’s association with Mr. Thompson and Mr. Begins is to be independent
8 from Defendants Burke and Cesena.

9 It is understood that Mr. Thompson is presently living at the Sonoma County Hells
10 Angels clubhouse at 516 Frazier Avenue in Santa Rosa. Defendant Ott is able to visit Mr.
11 Thompson at this clubhouse, but not when any other Hells Angels are also present.

12 Counsel Robert Waggener has verified that United States Pretrial Services Officer Josh
13 Libby has no objection to the proposed modifications of Mr. Ott’s release conditions and his
14 release bond.

15 All other conditions of release not inconsistent with this order shall remain in full force
16 and effect.

17
18 DATED: September 9, 2020

/s/ Robert Waggener
ROBERT WAGGENER
Attorney for Defendant Ott

19
20 DATED: September 9, 2020

/s/ Kevin Barry
KEVIN BARRY
Assistant U.S. Attorney

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22
23
24 **IT IS SO ORDERED.**

25
26
27 DATED: _____

SALLIE KIM
United States Magistrate Judge